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 PATENT, TRADEMARK, COPYRIGHT
 AND UNFAIR COMPETITION LAW
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 EDMUND P. WOOD 1923-1988
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AUG 24 2005

August 24, 2005

FACSIMILE COVER SHEET

To: Attn: Examiner Robert Siconolfi
 Art Unit: 3683
 Commissioner of Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Fax: (571) 273-8300

From: David W. Dorton
 Re: Our File: WUE-28
 U.S. Application Serial No. 10/718,076
 Filed November 20, 2003
 ELECTOMECHANICAL BRAKE
 WITH ZERO BACKLASH
 ACTUATION
 Martin Schautt

RECEIVED
OPIPE/IAP

Pages: 5 (including cover sheet)

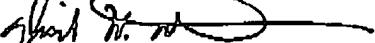
AUG 25 2005

MESSAGE/COMMENTS

Attached herewith is a
 Notification of Loss of Entitlement to Small Entity Status and a
 Payment of Deficiency Owed Resulting from Previous Erroneous Payment of Small
 Entity Fees submitted in the above-identified application.

PLEASE DELIVER IMMEDIATELY TO
 EXAMINER ROBERT SICONOLFI
 ART UNIT 3683

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I hereby certify that this correspondence for Application No. 10/718,076 is being facsimile transmitted to the United States Patent and Trademark Office, Technology Center 3600, via Central Fax Number (571) 273-8300, on August 24, 2005.	
	
David W. Dorton, Registration No. 51,625	
AUGUST 24, 2005	
Date	

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AUG 24 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/718,076
Filed: November 20, 2003
Art Unit: 3683
Examiner: Robert Siconolfi
Applicant: Martin Schautt
Title: ELECTROMECHANICAL BRAKE WITH ZERO BACKLASH ACTUATION
Attorney Docket: WUE-28
Confirmation No.: 8655

Cincinnati, Ohio 45202

August 24, 2005

Mail Stop Post Issue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**NOTIFICATION OF LOSS OF ENTITLEMENT TO
SMALL ENTITY STATUS (37 C.F.R. §1.27(g)(2))**

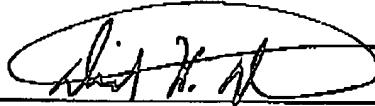
Applicant hereby notifies the Patent and Trademark Office that it is no longer entitled to status as a small entity for this application, effective as of September 17, 2004, as a result of a merger of the Assignee with a larger company. Thus, small entity status which was originally established in good faith, and fees as a small entity were paid in good faith, so remain until the September

17, 2004 date. To excuse any fees paid after September 17, 2004, Applicant submits herewith a deficiency payment and an itemization of those payments.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:


David W. Dorton, Reg. No. 51,625

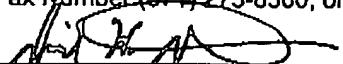
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David W. Dorton, Registration No. 51,625

AUGUST 24, 2005
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/718,076
Filed: November 20, 2003
Art Unit: 3683
Examiner: Robert Siconolfi
Applicant: Martin Schautt
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Cincinnati, Ohio 45202

August 24, 2005

Mail Stop Post Issue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**PAYMENT OF DEFICIENCY OWED RESULTING FROM PREVIOUS ERRONEOUS
PAYMENT OF SMALL ENTITY FEES (37 C.F.R. § 1.28(c))**

In order to excuse Applicant's error in small entity status in accordance with 37 C.F.R. § 1.28(c), authorization is herein provided to charge deposit account, \$700.00 for the deficiency owed. In a paper filed on even date herewith, Applicants

Adjustment date: 08/26/2005 SLUANG2
06/14/2005 GWORDOF2 00000007 10718076
01 FC:2501 -700.00 DP

08/26/2005 SLUANG2 00000001 233000 10718076
01 FC:1501 700.00 DA 700.00 DP

hereby notify the Patent and Trademark Office that they are no longer entitled to status as a small entity.

Calculation of Deficiency Owed (37 C.F.R. § 1.28(c)(2)(i))

In accordance with 37 C.F.R. §1.28(c)(2)(i), the deficiency owed is \$700.00.

Itemization of Deficiency Payment (37 C.F.R. § 1.28(c)(2)(ii))

In accordance with 37 C.F.R. §§1.28(c)(2)(ii) (A) and (B), the following fees were erroneously paid as a small entity:

1) Utility Issue Fee	\$700.00 Paid on 6/08/2005
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The current fee amounts for non-small entities are:

1) Utility Issue Fee	\$1,400.00
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In accordance with 37 C.F.R. §1.28(c)(2)(ii) (C), the deficiency owed amount is \$700.00.

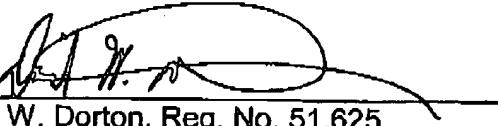
1) Utility Issue Fee	\$700.00
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In accordance with 37 C.F.R. §1.28(c)(2)(ii) (D), the total deficiency payment owed amount is \$700.00.

Please apply these fees to Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By: 

David W. Dorton, Reg. No. 51,625

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